



IN THE COURT OF CRIMINAL APPEALS OF TEXAS

NO. PD-0887-15

GAREIC JERARD HANKSTON, Appellant

v.

THE STATE OF TEXAS

**ON APPELLANT'S PETITION FOR DISCRETIONARY REVIEW
ON REMAND FROM THE UNITED STATES SUPREME COURT
HARRIS COUNTY**

ORDER

Appellant was convicted of murder and sentenced to confinement for twenty years. The Court of Appeals affirmed the conviction. *Hankston v. State*, No. 14-13-00923-CR (Tex.App. – Houston [14th], delivered June 16, 2015). We granted review and decided that the warrantless acquisition of Appellant's cell phone records did not violate Article I, Section 9 of the Texas Constitution. *Hankston v. State*, 517 S.W.3d 112 (2017). We held that Appellant's rights pertaining to call logs and cell site location information possessed by a third party are the same under both the Fourth Amendment and under Art. I, § 9.

The Supreme Court granted certiorari, vacated this Court's judgment and remanded

this case “for further consideration in light of *Carpenter v. United States*, 585 U.S. ____ (2018).”

We now order briefing pursuant to that remand. We order the parties to file their respective briefs in this Court within 30 days of the date of this order.

IT IS SO ORDERED THIS THE 10TH DAY OF OCTOBER, 2018.

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